In the High Court of Judicature at Madras

Dated:11.07.2006

Coram:

The Hon'ble Mr. Justice P. SATHASIVAM
and
The Hon'ble Mr. Justice V. DHANAPALAN

Habeas Corpus Petition No.611 of 2006

K. Murugan .. Petitioner

vs.

1.The Superintendent of Police
Villupuram District.

2.The Inspector of Police
All Women Police Station
Thirukoilur.

3.D. Radha .. Respondents

Petition filed under Article 226 of the Constitution of India praying for issuance of writ of habeas corpus as stated therein.

For petitioner : Mr. N.G.R. Prasad
for Mr. V. Sairam
For respondent No.1 & 2 : Mr. M. Babu Muthu Meeran
Addl.Public Prosecutor

ORDER

(Order of the Court was made by P. SATHASIVAM,J.,)

The petitioner by name k. Murugan, has filed this petition seeking direction to the respondents herein to produce the body of the detenue D. Thilakavathy, aged about 23 years and set her at liberty.

2. Pursuant to the direction of this Court, the detenue D. Thilakavathy appeared before us. We enquired her. She denied the allegations made in the affidavit filed in support of the above petition. She informed us that under force, she married the petitioner herein and also informed us that on the date of marriage itself she returned the "thali" and staying along with her mother, third respondent herein. She further informs that she is not under the custody or detention of anyone, including the third respondent. Now, she is living with the third respondent, who is her mother and also expressed that she is not willing to go along with the petitioner.

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In the light of the assertion made by the detenue, we are satisfied that the detenue is not under the detention of anyone, including the third respondent; no further adjudication is required in this petition, hence, the same is closed. However, the parties are at liberty to move the appropriate forum to vindicate their grievance if any.

Kh

Sd/
Asst.Registrar

/true copy/

Sub Asst.Registrar

To

1.The Superintendent of Police
Villupuram District.

2.The Inspector of Police
All Women Police Station
Thirukoilur.

3. The Public Prosecutor,
High Court, Madras.

1 cc To Mr.V.Sairam, Advocate, SR.29692.

H.C.P.No.611 of 2006

AK(CO)
RVL 17.07.2006

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